

## GRIEVANCE

INMATE NUMBER	NAME	FACILITY	DATE	GRIEVANCE#
BC-7253	Alfonso Pava	Rockview	8/28/20	881874

I received my appeal from the Superintendent on 8-21-20 and have the following appeal issues.

Refer to DC-ADM 804, Grievance Appeal Procedures, for complete instructions. Appeals must relate to the issue presented in the initial grievance and 1<sup>st</sup> level appeal.

Please provide a BRIEF (no longer than two pages) appeal statement.

Grievance Link Copy #1. Grievance Answer #2. Appeal #3. Appeal Answer #4. Petition to this Grievance Answer are UIM Clerk, Maj. Haldeman, Dep. Warden Sgt. Wolf, Cor. Carter Cor. Curtis who owns showers G-2. E. Selfridge N. Paul M. Gorman, J. Wolke, D. Varner

1. Appeal Issues:

(a) Activities Department create weights in gym on ~~Monday~~ Wednesday Mornings and Weight on Monday which the self the above named parties will not allow me to shower after weights on BA Unit during Covid 19 Pandemic while others can shower this violates 8<sup>th</sup> Amendment and 14<sup>th</sup> Amendment and cause me Risk of I been placing me in imminent danger loss of life due to health I have to choose not to exercise and get sick or exercise and don't shower and get Pandemic Covid 19.

INMATE SIGNATURE: Alfonso Pava

(b) I request to be able to shower after activities weights Monday 1:30 to 2:30

DC-ADM 804, Inmate Grievance System Procedures Manual

Section 2 - Appeals

Issued: 1/26/2016

Effective: 2/16/2016

Attachment 2-E

(c) I request Timbus Determination be overruled.

(d) I request the 2000 am ~~each time~~

**State Correctional Institution at ROCKVIEW**

Inmate: BT7263

PEW, ALFONSO

Inmate Pass

Housing: B-A-2038

Callout#: 4522274

Date: 8/5/2020

Staff

Appointment

Location

K Cooper

BA - COHORT E RANGE-ACTIVITIES

GYMNASIUM

Comments:

Job: Unassigned

Issuing Authority:



Time Left:

0900

Return To:

Destination Authority:



Time Arrived:

Time Left:

0900

Return Authority:



Time Returned:

\*\*\* YOU ARE TO REPORT TO THE STAFF MEMBER / APPOINTMENT AT LOCATION LISTED ABOVE \*\*\*

\*\*\* FAILURE TO RESPOND TO PASS WILL RESULT IN A MISCONDUCT \*\*\*

## State Correctional Institution at ROCKVIEW

Inmate: BT7263

PEW, ALFONSO

Inmate Pass Date: 8/10/2020

Housing: B-A-2038

Callout#: 4524252

Staff

Appointment

Location

BAM - COHORT E RANGE-ACTIVITIES

ACTIVITIES OFFICE

Arrive: 1320  
Depart: 1420

K Cooper

Job: Unassigned

Comments:

Issuing Authority:



Time Left:

1310

Return To:

Time Left:

1420

Destination Authority:



Return Authority:



Time Returned:

\*\*\* YOU ARE TO REPORT TO THE STAFF MEMBER / APPOINTMENT AT LOCATION LISTED ABOVE \*\*\*

\*\*\* FAILURE TO RESPOND TO PASS WILL RESULT IN A MISCONDUCT \*\*\*

State Correctional Institution at ROCKVIEW			
Inmate: B77263	PEW, ALFONSO	Inmate Pass	Date: 8/12/2020
Staff	Appointment	Housing: B-A-2038	Callout#: 4526342
K Cooper	BA - COHORT E RANGE ACTIVITIES	Location	Arrive: 0800
		GYMNASIUM	Depart: 0900
Comments:		Job: Unassigned	
Issuing Authority:		Time Left: 0802	Return To:
Destination Authority:		Time Arrived:	Time Left: 0200
Return Authority:		Time Returned:	
*** YOU ARE TO REPORT TO THE STAFF MEMBER / APPOINTMENT AT LOCATION LISTED ABOVE ***			
*** FAILURE TO RESPOND TO PASS WILL RESULT IN A MISCONDUCT ***			



(Exhibit #52)



# Final Appeal Decision

09/17/2020 10:18

Secretary's Office of Inmate Grievances & Appeals  
 Pennsylvania Department of Corrections  
 1920 Technology Parkway  
 Mechanicsburg, PA 17050

Inmate Name:	PEW, ALFONSO	DOC #:	BT7263
SCI Filed:	Rockview	Current SCI:	Rockview
Grievance #:	881874		

This serves to acknowledge receipt of your appeal to the Secretary's Office of Inmate Grievances and Appeals for the grievance noted above. In accordance with the provisions of DC-ADM 804, Inmate Grievance System Policy, the following response is being provided based on a review of the entire record of this grievance. The review included your initial grievance, the Grievance Officer's response, your appeal to the Facility Manager, the Facility Manager's response, the issues you raised to final review, and (when applicable) any revised institutional responses required as a result of a subsequent remand action by this office. As necessary, input from appropriate Central Office Bureaus (e.g., Health Care Services, Chief Counsel, Office of Special Investigations and Intelligence, etc) may have been solicited in making a determination in response to your issue as well.

## Decision: Uphold Response

It is the decision of the Secretary's Office of Inmate Grievances and Appeals to uphold the initial response, uphold the inmate, or Uphold in part/Deny in part. This response will include a brief rationale, summarizing the conclusion, any action taken to resolve the issue(s) raised in the grievance and your appeal and relief sought.

## Response:

You claim that on 8/3/2020, you informed Unit Manager Clark that since the COVID-19 pandemic began, you are unable to shower on Mondays after using the weights and on Wednesdays after using the gym. You contend that this is a health issue and you should be able to shower after these activities. You allege that your constitutional amendment rights have been violated and request \$2,000.00 for each time you are denied a shower following activities.

A review of the record found that since the outbreak of the COVID-19 pandemic, the DOC had to make institutional changes to ensure the health of inmates and staff. As stated, you are afforded three meals per day, yard participation, and daily showers. Due to the initiation of cohorting, at times it is necessary for inmates to choose if they want to shower, go to the yard, or participate in other activities because times will overlap. As stated, you cannot pick and choose when you shower. You fail to provide any evidence to substantiate your claims. Your grievance and requested relief are denied.

## ☒ Frivolous:

Staff are following current protocol. There is no violation of policy, laws, or procedures.

Signature: *Keri Moore for*  
 Name: D. Varner  
 Title: Chief Grievance Officer  
 Date: 9/17/20

CC: DC-15/Superintendent - Rockview  
 Grievance Office

DC-ADM 804, Inmate Grievance System Procedures Manual

Section 2 - Appeals, Attachment 2-F

Issued: 1/26/2016 Effective: 2/16/2016

BT7263 Grievance #: 881874

PEW, ALFONSO

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(Exhibit #53)

**SCI**  
**INMATE APPEAL TO FACILITY MANAGER**  
**GRIEVANCE**

Inmate Number	NAME	HOUSING UNIT	DATE	GRIEVANCE#
BT 7263	Alfonso	BA 238	8/15/20	881853

I received my initial response from the Grievance Office/Coordinator on 8/15/20 and have the following appeal issues.

Refer to DC-ADM 804, Grievance Appeal Procedures, for complete instructions.

Please provide a BRIEF (no longer than two pages) appeal statement.

I AM APPEALING GRIEVANCE NUMBER

① The BB/BC small yard being used DOES NOT have a bathroom facility for urine NOR defecation and I was a lot cover up that officer allow inmates to leave exercise yard for bathroom on unit prior to the 1 hour yard ending the inmates go to bathroom on the ground in the grass.

② There is NO other exercise yard for BA unit to use.

③ I appeal the frivolous Determination

INMATE SIGNATURE:

*Alfonso Reyes*



INMATE NUMBER	NAME	FACILITY	DATE	GRIEVANCE#
BC 7263	Alfredo Kerkow		8-19-20	861853

I received my appeal from the Superintendent on 8-19-20 and have the following appeal issues.

Refer to DC-ADM 804, Grievance Appeal Procedures, for complete instructions. Appeals must relate to the issue presented in the initial grievance and 1<sup>st</sup> level appeal.

Please provide a BRIEF (no longer than two pages) appeal statement.

Grievance Initial Copy #1  
Grievance Answer #2  
Appeal Of Grievance Answer #3  
Appeal Answer #4

Appeal Issues To John Weikel SOTCA

① The grievance parties are U/M Clerk, May Helthorn, Dep. Nurse Varrice, Correy, John Weikel, N. Paul, SOTCA, and I grievance them and write in part "The excuse you'd that B. Helthorn which is B. and B. you'd doesn't have a workplace toilet no bathroom facilities in at Sec 8 Unbelieved part "1 attached I should be up hold inmate on that fact. ② The Deputy Rivello workplace toilet in the B. Unit you'd I should be up hold inmate on that part because I grievance this Sec Unbelieved "2 attached and Sec Unbelieved #1 attached. ③ The law Federal Constitution is being violated Sec 8 Unbelieved as well as unbelieved #4

just because the PA not doesn't put it in policy or

INMATE SIGNATURE:

procedure it's still a violation of law Federal Constitution 8<sup>th</sup> Amendment and 14<sup>th</sup> Amendment Equal Protection Clause as other PA DOC facilities do have toilets and urinals access in yards including Kerkow A and B yard have them in it so I appeal the previous determination and should be up hold inmate in part.



# Final Appeal Decision

Secretary's Office of Inmate Grievances & Appeals  
Pennsylvania Department of Corrections  
1920 Technology Parkway  
Mechanicsburg, PA 17050

09/17/2020 09:55

Inmate Name:	PEW, ALFONSO	DOC #:	BT7263
SCI Filed:	Rockview	Current SCI:	Rockview
Grievance #:	881853		

This serves to acknowledge receipt of your appeal to the Secretary's Office of Inmate Grievances and Appeals for the grievance noted above. In accordance with the provisions of DC-ADM 804, Inmate Grievance System Policy, the following response is being provided based on a review of the entire record of this grievance. The review included your initial grievance, the Grievance Officer's response, your appeal to the Facility Manager, the Facility Manager's response, the issues you raised to final review, and (when applicable) any revised institutional responses required as a result of a subsequent remand action by this office. As necessary, input from appropriate Central Office Bureaus (e.g., Health Care Services, Chief Counsel, Office of Special Investigations and Intelligence, etc) may have been solicited in making a determination in response to your issue as well.

## Decision: Uphold Response

It is the decision of the Secretary's Office of Inmate Grievances and Appeals to uphold the initial response, uphold the inmate, or Uphold in part/Deny in part. This response will include a brief rationale, summarizing the conclusion, any action taken to resolve the issue(s) raised in the grievance and your appeal and relief sought.

## Response:

You claim that the exercise yard used by BA unit does not have a urinal, a toilet, or any bathroom facilities. You say that you take water pills and go to the bathroom frequently, which prevents you from going to the yard. You say that you would like to remain in the SNU, but be permitted to use A and B yards because they have bathrooms. You contend that your constitutional amendment rights are being violated. You request to use A and B yards, for a bathroom to be built in BB yard, and \$2,000.00 for each yard missing.

A review of the record found that if you notify staff that you must use the restroom while at yard on BB, you will be permitted back into the block. There is no evidence provided that you have ever done this. The Grievance Officer provided you with a detailed response to your grievance. Not going to yard is your own choice - you are not being denied. Your grievance and requested relief are denied.

## ☒ Frivolous:

There was no violation of law, procedures, or policy. You chose not to attend yard.

Signature:	<i>Veri Moore for</i>
Name:	D. Varner
Title:	Chief Grievance Officer
Date:	9/17/20

CC: DC-15/Superintendent - Rockview  
Grievance Office

DC-ADM 804, Inmate Grievance System Procedures Manual

Section 2 - Appeals, Attachment 2-F

Issued: 1/26/2016 Effective: 2/16/2016

BT7263 Grievance #: 881853

PEW, ALFONSO

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INMATE APPEAL TO FINAL REVIEW  
GRIEVANCE

(Exhibit #56)

INMATE NUMBER	NAME	FACILITY	DATE	GRIEVANCE#
BT-7263	N/A	Rocky Mountain	2/3/20	851325

I received my appeal from the Superintendent on 1/1/20 and have the following appeal issues.

Refer to DC-ADM 804, Grievance Appeal Procedures, for complete instructions.  
Appeals must relate to the issue presented in the initial grievance and 1<sup>st</sup> level appeal.

Please provide a BRIEF (no longer than two pages) appeal statement.

Original Rock Creek Grievance #1  
Grievance Initial Review #2  
Grievance Appeal Facility Manager #3  
Facility Manager Response #4  
Appeal Fees

The named parties are Heather Wildman, Elmer Clark, Joe Hesse, Eggo Wolf, C. Gabe, C. Lewis, Anthony, Director, Maintenance Supervisor, John E. Weller for denial of equal treatment by depriving BA Unit SNUL of a SNUL exercise yard in front of BA block.

At this time of Appeal BA Unit is being put into BB BC RTU exercise yards all together due to COVID virus quarantine this is an example that BA Unit SNUL needs a SNUL Unit BA exercise yard in front of BA block.

I appeal final determination.

INMATE SIGNATURE

I seek \$50,000 CO each again.



→ **Final Appeal Decision** ←

→ Secretary's Office of Inmate Grievances & Appeals ←  
 Pennsylvania Department of Corrections  
 1920 Technology Parkway  
 Mechanicsburg, PA 17050

→ 04/15/2020 08:08 ←

6B-9

<b>Inmate Name:</b>	PEW, ALFONSO	<b>DOC #:</b>	BT7263
<b>SCI Filed:</b>	Rockview	<b>Current SCI:</b>	Rockview
<b>Grievance #:</b>	851325		

This serves to acknowledge receipt of your appeal to the Secretary's Office of Inmate Grievances and Appeals for the grievance noted above. In accordance with the provisions of DC-ADM 804, Inmate Grievance System Policy, the following response is being provided based on a review of the entire record of this grievance. The review included your initial grievance, the Grievance Officer's response, your appeal to the Facility Manager, the Facility Manager's response, the issues you raised to final review, and (when applicable) any revised institutional responses required as a result of a subsequent remand action by this office. As necessary, input from appropriate Central Office Bureaus (e.g., Health Care Services, Chief Counsel, Office of Special Investigations and Intelligence, etc) may have been solicited in making a determination in response to your issue as well.

**Decision: Uphold Response**

It is the decision of the Secretary's Office of Inmate Grievances and Appeals to uphold the initial response, uphold the inmate, or Uphold in part/Deny in part. This response will include a brief rationale, summarizing the conclusion, any action taken to resolve the issue(s) raised in the grievance and your appeal and relief sought.

**Response:**

You claim that you are a D code inmate with physical disabilities regarding back issues. You say that BA unit in the SNU does not have an exercise yard like the RTU. You say that policy 13.8.1. indicates that the SNU shall have a separate yard or yard period as is operationally feasible. You say that you are affected with poor health, but no separate yard. You request that a separate SNU yard is built like the RTU. You request \$50,000.00 from each person named in your grievance.

A review of the record found that the Grievance Coordinator provided you with a detailed response to your grievance. As stated, it was determined that your needs are being met with the morning, afternoon, and evening (summer) yard times without having to build and maintain a separate SNU yard. There is no evidence that you are being denied yard. Your grievance and requested relief are denied.

☒ **Frivolous:**

It was found that no policies, procedures, or laws have been violated. You are not being denied yard.

**Signature:**

**Name:**

→ *Vari Name for*  
 → **D. Varner** ←

**Title:**

**Chief Grievance Officer**

**Date:**

04/15/20

CC: DC-15/Superintendent - Rockview  
 Grievance Office

DC-ADM 804, Inmate Grievance System Procedures Manual

Section 2 - Appeals, Attachment 2-F

Issued: 1/26/2016 Effective: 2/16/2016

BT7263 Grievance #: 851325

PEW, ALFONSO

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